

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

EDDIE MORGAN,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

CASE NO. C10-5318RBL/JRC

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

The Court having reviewed the Report and Recommendation of the United States Magistrate Judge J. Richard Creatura, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) The motion for default is DENIED.
- (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the United States District Courts, a certificate of appealability is DENIED with respect to all claims asserted by petitioner in his habeas petition.
- (4) The clerk is directed to send copies of this Order to Petitioner, and the Hon. J. Richard Creatura.

DATED this 19<sup>th</sup> day of October, 2010.

  
RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE